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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SIXTH APPELLATE DISTRICT

THE PEOPLE,

Plaintiff and Respondent,

v.

GABRIEL MEDINA,

Defendant and Appellant.

H042919

(Santa Clara County

Super. Ct. No. C1507770)

Defendant Gabriel Medina was riding in the passenger seat of a stolen 2006 Lexus with his girlfriend driving when the Lexus was pulled over by the police one evening. The Lexus had been stolen two days earlier. Defendant's girlfriend told the police that defendant had arrived at her home with the Lexus and asked her to come for a ride. He was driving at first, but she took over driving after he got sleepy. Defendant told the police that his girlfriend "doesn't know anything about this." He said that he had obtained the Lexus that day in a trade by giving his 1998 Toyota to a guy named Roger, who was known as "Mundo."

Defendant was charged by information with driving or taking a vehicle with a prior conviction (Veh. Code, § 10851, subd. (a); Pen. Code, § 666.5) and receiving a stolen vehicle with a prior conviction (Pen. Code, §§ 496d, 666.5). The information also alleged that defendant had served five prior prison terms for felony convictions (Pen.

Code, § 667.5, subd. (b)). Defendant pleaded no contest to both counts and admitted the prior conviction and prior prison term allegations after the court indicated that it would sentence defendant to a “blended” five-year sentence consisting of two years in jail and three years on mandatory supervision. The court imposed the indicated sentence. Defendant timely filed a notice of appeal from the judgment.

Appointed appellate counsel has filed an opening brief which states the case and the facts but raises no issues. Defendant was notified of his right to submit written argument on his own behalf but has failed to avail himself of the opportunity. Pursuant to *People v. Wende* (1979) 25 Cal.3d 436, we have reviewed the entire record and have concluded that there are no arguable issues on appeal.

The judgment is affirmed.

Mihara, J.

WE CONCUR:

Elia, Acting P. J.

Bamattre-Manoukian, J.